

Calendar No. 818

91ST CONGRESS }
2d Session }

SENATE

{ REPORT
No. 91-811

ROSA PINTABONA

APRIL 30, 1970.—Ordered to be printed

Mr. EASTLAND, from the Committee on the Judiciary,
submitted the following

REPORT

[To accompany S. 1703]

The Committee on the Judiciary, to which was referred the bill (S. 1703) for the relief of Rosa Pintabona, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to enable the beneficiary to qualify for first-preference status as the unmarried daughter of citizens of the United States.

STATEMENT OF FACTS

The beneficiary of the bill is a 25-year-old native and citizen of Italy who entered the United States as a visitor on December 23, 1961, and her status was changed to that of a student on June 9, 1962. On November 13, 1963, she was adopted by her paternal aunt and her husband, citizens of the United States, and resides with them in Somerset, N.J. She is presently enrolled in Somerset County College, Somerville, N.J.

A letter, with attached memorandum, dated July 9, 1969, to the chairman of the Senate Committee on the Judiciary from the Commissioner of Immigration and Naturalization with reference to the bill reads as follows:

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., July 9, 1969.

A-12757113.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR SENATOR: In response to your request for a report relative to the bill (S. 1703) for the relief of Rosa Pintabona, there is attached a memorandum of information concerning the beneficiary.

The bill provides that the 24-year-old adopted daughter of Rose and Edward Ingrassia, citizens of the United States, be classified as their natural born alien daughter, and that her parents, brothers, or sisters shall not be accorded any benefits or status under the Immigration and Nationality Act by virtue of such relationship.

Sincerely,

RAYMOND F. FARRELL,
Commissioner.

Enclosure.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
NATURALIZATION SERVICE FILES RE S. 1703

The beneficiary, Rosa Pintabona, now known as Ross Ingrassia, a native and citizen of Italy, was born on August 7, 1944. She resides in Somerset, N.J. with her adoptive parents, Edward and Rose Ingrassia, her paternal aunt, who adopted her in the Somerset County Court, Somerville, N.J. on November 13, 1963. A copy of the adoption decree is forwarded herewith. The beneficiary's natural parents, two brothers, and two sisters are landed immigrants in Canada, while a married sister resides in Italy. Miss Ingrassia attended school for 5 years in Italy and 4 years in Canada. She graduated from Franklin High School in Somerset, in 1966; attended business college for 2 years studying stenography and typewriting and is currently enrolled in Somerset County College, Somerville, as a freshman. For the past 2 years she has been employed part time as a packer in a grocery store earning \$2.03 an hour. She has a savings account of \$1,179.

The beneficiary last entered the United States on September 5, 1965, at Champlain, N.Y., as a nonimmigrant student to attend high school and received extensions of her stay until June 3, 1969. She first entered the United States on December 23, 1961, as a nonimmigrant visitor for pleasure. She applied for, and was granted, a change of nonimmigrant status to that of a student on June 9, 1962. Since the beneficiary has evinced an intention to remain in the United States permanently, she cannot be considered to have complied with the terms of her admission. However, deportation proceedings will not be instituted so long as she otherwise maintains her student status.

Edward and Rose Ingrassia are native-born citizens of the United States who were born on July 3, 1907, and April 26,

1908, respectively. They were married on September 12, 1940, at Hoboken, N.J. and have no children. They have resided in Somerset, since 1952. The interested parties have a combined weekly income of \$155 in salaries. Their assets consist of a home valued at \$22,000 free of encumbrance; a savings account of \$5,000, and three automobiles valued at \$4,000. The beneficiary's natural parents agreed to the adoption to afford their daughter a better opportunity in life.

SOMERSET COUNTY PROBATE DIVISION

JUDGMENT OF ADOPTION

Docket No. AD 442.

In the matter of the adoption of a child by Edward Ingrassia and Rose Ingrassia, husband and wife.

The court having considered the complaint, the written report filed by the New Jersey State Bureau of Children's Services, and the evidence presented and being satisfied that the best interests of Rose Pintabona, the child sought to be adopted, who was born on August 7, 1944, in Patti, Province of Messina, Italy, would be promoted by the adoption,

It is on this 13th day of November, 1963, on motion of Jack Pincus, Esquire, attorney for the plaintiffs, adjudged:

1. The said Rose Pintabona be adopted by the plaintiffs.
2. Upon the entry of this judgment all relationships heretofore existing between the said Rose Pintabona and Filippo and Carmela Pintabona, her natural parents, be in all respects at an end.
3. Upon the entry of this judgment all rights, duties and obligations of any person which are founded upon the relationships heretofore existing between the said Rose Pintabona and Filippo and Carmela Pintabona, her natural parents, be in all respects at an end.
4. The said Rose Pintabona upon the entry of this judgment be known as Rose Pintabona-Ingrassia.
5. Upon the entry of this judgment, the relationship, rights, duties and obligations between the said Rose Pintabona and the plaintiffs, her parents by adoption, be thenceforth in all respects the same as if the said Rose Pintabona had been born to them in lawful wedlock.

LEON CEROFSKY,
Judge of the Somerset County Court.

STATE OF NEW JERSEY

SOMERSET COUNTY SURROGATE'S COURT

I, John H. Papen, Surrogate and ex-officio clerk of the Somerset County Court Probate Division, do hereby certify that I have compared the annexed copy of the Judgement of Adoption entered November 13th, 1963, in the Somerset County Court, Probate Division, in the Matter of the Adoption of—Rosa Pintabona—a Minor child by Edward Ingrassia and Rose Ingrassia with the record thereof -----

----- now remaining in this office, and have found the same to be a correct transcript thereof, and of the whole of such record.

Witness my hand and seal of office this twenty-fifth day of February, in the year of our Lord one thousand nine hundred and sixty-four.

[SEAL] JOHN H. PAPEN,
*Surrogate and Clerk of the
 Somerset County Court, Probate Division.*

A letter dated January 22, 1970, to the chairman of the Senate Committee on the Judiciary from the Acting Assistant Secretary for Congressional Relations, U.S. Department of State, with reference to the bill reads as follows:

DEPARTMENT OF STATE,
Washington, D.C., January 22, 1970.

HON. JAMES O. EASTLAND,
*Chairman, Committee on the Judiciary,
 U.S. Senate, Washington, D.C.*

DEAR MR. CHAIRMAN: Reference is made to your request for a report concerning the case of Rosa Pintabona, beneficiary of S. 1703, 91st Congress.

The bill provides that for the purposes of sections 203(a)(1) and 204 of the Immigration and Nationality Act, the beneficiary shall be considered to be the natural born alien daughter of Rose and Edward Ingrassia, U.S. citizens. It further provides that the beneficiary's parents, brothers, or sisters shall not be accorded any benefits or status under the Immigration and Nationality Act by virtue of such relationship.

The American Consulate General at Montreal, Quebec, Canada, reported that it has no record concerning the issuance of a visa to the beneficiary. It is presumed that if the beneficiary received a visa there, the file was destroyed subsequently in accordance with records disposal regulations.

Sincerely yours,

H. G. TORBERT, JR.,
Acting Assistant Secretary for Congressional Relations.

Senator Clifford P. Case, the author of the bill, has submitted the following information in connection with the case:

U.S. SENATE,
Washington, D.C., June 24, 1969.

CHAIRMAN, SENATE JUDICIARY COMMITTEE,
U.S. Senate.

DEAR MR. CHAIRMAN: The enclosed information is forwarded for your committee's consideration in connection with the private immigration bill (S. 1703) which I introduced in behalf of Rosa Pintabona.

As you will note from the records, Rosa is the adopted daughter of Mr. and Mrs. Edward Ingrassia of Somerset, N.J., and they are, understandably, anxious to have her situation resolved as soon as

possible. I believe the attached statements support their request and I hope that this bill will receive favorable action.

Sincerely,

CLIFFORD P. CASE,
U.S. Senator.

STEPHEN MONGIELLO,
COUNSELLOR AT LAW,
Hoboken, N.J., March 17, 1969.

HON. CLIFFORD P. CASE,
*U.S. Senate,
Washington, D.C.*

DEAR SENATOR: I am deeply grateful for your introduction of legislation to deem Rosa Pintabona to be the natural born daughter of Mr. and Mrs. Edward Ingrassia.

Adoptive parents are Edward Ingrassia and Rose Ingrassia, presently living in Weston Road, Box 80, R.F.D. 1, Somerset, N.J. They own 2 acres of ground with a two-family house thereon since 1950. Presently, Mr. Ingrassia is employed by a food market store. He will be financially able to care for her.

The girl, Rosa Pintabona, has lived with the above adopting parents, paternal uncle and aunt, since December 24, 1961. They filed an application for status of permanent residence in 1964. The girl is here as a student enrolled in Somerset College, Somerset, N.J. The adoption proceeding order is dated November 13, 1963 (over age 14) and is not recognized by the Immigration and Naturalization Service being over the above age and not under age 14.

Rosa's background is as follows:

Born in Italy, August 7, 1946, in Patte Marina, Messina, Sicily. She went to Montreal in 1960 and visited with her adopting parents in the United States thereafter.

She had continuous period of schooling from 1963. She was here as a student going to Franklin High School, Somerset. Her present age is 23.

Her natural father had a visa from Italy and she was included therein. He enjoyed fourth-preference status in 1954 from the Consular Officer at Montreal.

I enclose police department and Franklin High School references.

Yours very truly,

STEPHEN MONGIELLO.

SOMERSET COUNTY COLLEGE,
Green Brook, N.J., March 28, 1969.

To Whom It May Concern:

This is to certify that Miss Rose P. Ingrassia is a full-time student enrolled in the marketing program in good standing.

THEODORE WINCHESTER,
Registrar.

TOWNSHIP OF FRANKLIN,
DEPARTMENT OF POLICE,
Somerset, N.J., March 24, 1969.

STEPHEN MONGIELLO, Esq.,
Hoboken, N.J.

DEAR SIR: This is to certify that from inquiries made, Rose Ingrassia, whose date of birth is April 26, 1908, and resides at R.D. 1, Box 80, Weston Road, Somerset, N.J., has not been convicted of any crime or misdemeanor.

Respectfully yours,

MILLIE LEBED,
Notary Public, Records and ID Bureau.

TOWNSHIP OF FRANKLIN,
DEPARTMENT OF POLICE,
Somerset, N.J., March 24, 1969.

STEPHEN MONGIELLO, Esq.,
Hoboken, N.J.

DEAR SIR: This is to certify that from inquiries made, Rose Ingrassia, whose date of birth is August 7, 1944, and resides at R.D. 1, Box 80, Weston Road, Somerset, N.J., has not been convicted of any crime or misdemeanor.

Respectfully yours,

MILLIE LEBED,
Notary Public, Records and ID Bureau.

TOWNSHIP OF FRANKLIN,
DEPARTMENT OF POLICE,
Somerset, N.J., March 24, 1969.

STEPHEN MONGIELLO, Esq.,
Hoboken, N.J.

DEAR SIR: This is to certify that from inquiries made, Edward Ingrassia, whose date of birth is July 3, 1907, and resides at R.D. 1, Box 80, Weston Road, Somerset, N.J., has not been convicted of any crime or misdemeanor.

Respectfully yours,

MILLIE LEBED,
Notary Public, Records and ID Bureau.

MARCH 16, 1969.

To Whom It May Concern:

For the past 10 years, I have personally known Mr. and Mrs. Edward Ingrassia, Weston Road, Somerset, N.J. In addition, I have been acquainted with Miss Rose Pintabona (Ingrassia) for the past 8 years.

The Ingrassias are very trustworthy and reliable people and I recommend them without reservation as to their character and actions as reputable people in this community and as neighbors.

Respectfully yours,

TONY HAFENBRACK.

MARCH 18, 1969.

To Whom It May Concern:

I have known Mr. and Mrs. Edward Ingrassia, Weston Road, Box 80, R.F.D. 1, Somerset, N.J., personally for the past 15 years. Rose Pintabona (Ingrassia) has been known by me since her arrival in this country in December 1961. I am very happy to recommend the Ingrassias as persons of good character, industrious, and serious nature.

Very truly yours,

JACKIE DE DATO,
Edgewood Terrace, South Bound Brook, N.J.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (S. 1703) should be enacted.

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